

1 Steven A. Alpert, NV #8353
2 **PRICE LAW GROUP, APC**
3 5940 S. Rainbow Blvd., Suite 3014
4 Las Vegas, NV 89118
5 Phone: (702) 794-2008
6 alpert@pricelawgroup.com
7 *Attorneys for Plaintiff*
8 *Henry Holmes*

7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 HENRY HOLMES,

10 Plaintiff,

11 v.

12 USAA SAVINGS BANK,

13 Defendant.
14
15

Case No.: 2:21-cv-00446-JAD-NJK

**MOTION FOR LEAVE TO FILE
SECOND AMENDED COMPLAINT**

16 Plaintiff Henry Holmes, by and through the undersigned counsel, respectfully
17 moves for leave to amend Plaintiff's First Amended Complaint. [Doc. # 4].
18

19 Plaintiff's Second Amended Complaint, filed concurrently herewith as an
20 exhibit (Exhibit A), adds: 1) USAA Federal Savings Bank ("USAA FSB") as a new
21 party; 2) facts concerning USAA FSB's relationship with Defendant USAA Savings
22 Bank; and 3) facts relating to both entities' responsibility for actions pursuant to the
23 Telephone Consumer Protection Act. Pursuant to LRCiv 15.1, the text to be deleted
24 has been struck through and the text to be added has been underlined in the attached
25 exhibit.
26
27
28

1 It is anticipated that this Motion will not be opposed because Defendant
2 USAA Savings Bank has not yet been served. If the Court allows the filing of the
3 Second Amended Complaint, it is Plaintiff's intention to promptly serve both USAA
4 Savings Bank and USAA FSB with the Second Amended Complaint.
5

6
7 RESPECTFULLY SUBMITTED,
8

9 DATED: May 20, 2021

By: /s/ Steven A. Alpert
Steven A. Alpert, NV #8353
PRICE LAW GROUP, APC
5940 S. Rainbow Blvd., Suite 3014
Las Vegas, NV 89118
Phone: (702) 794-2008
alpert@pricelawgroup.com
Attorneys for Plaintiff
Henry Holmes

CERTIFICATE OF SERVICE

I hereby certify that on May 20, 2021, I electronically filed the foregoing with the Clerk of the Court using the ECF system, which will send notice of such filing to all attorneys of record in this matter. Since none of the attorneys of record are non-ECF participants, hard copies of the foregoing have not been provided via personal delivery or by postal mail.

PRICE LAW GROUP, APC

/s/ Lia Ruggeri